

HAWAII ADMINISTRATIVE RULES

TITLE 13

DEPARTMENT OF LAND AND NATURAL RESOURCES

SUBTITLE 4 FISHERIES

PART II MARINE FISHERIES MANAGEMENT AREAS

CHAPTER 58

KONA COAST, HAWAII

- §13-58-1 Definitions
- §13-58-2 Boundaries
- §13-58-3 Prohibited activities
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§13-58-1 Definitions. As used in this chapter unless otherwise provided:

"Aquarium fish" means any aquatic organism taken for aquarium purposes with small-mesh net or trap pursuant to section 188-31, Hawaii Revised Statutes;

"Fish feeding" means deliberately introducing any food material, substance or device used as an attractant, directly to or in the vicinity of any aquatic organism, by any means, for any purpose except the purpose of catching and removing that aquatic organism;

"Kona Coast" means the southwestern portion of the Island of Hawaii that includes the four Fisheries Management Area Zones within this chapter;

"Zone" means the Fisheries Management Areas named Wawaloli Zone, Papawai Zone, Kailua Bay Zone and Red Hill Zone, as described in section 13-58-2 and depicted in the "Map of the Fisheries Management Area Zones on the Kona Coast, 7/10/91" at the end of this chapter. [Eff: OCT 31 1991] (Auth: HRS §§188-53) (Imp: HRS §188-53)

§13-58-2 Boundaries. (a) The "Wawaloli Zone" shall be bounded by two lines extending seaward at right

angles from shore, one line beginning at a sign posted at the northern end of Wawaloli Beach and the other line beginning at a sign posted south of Wawahiwaa Point;

(b) The "Papawai Bay Zone" shall be bounded by two lines extending seaward at right-angles from shore, one line beginning at a sign posted at Keahuolu Point, the other line beginning at a sign posted at the northwestern end of the runway of the Old Kona Airport;

(c) The "Kailua Bay Zone" shall be bounded by two lines extending seaward at right-angles from shore, one line beginning at a sign posted at Kukailimoku Point near the Kailua lighthouse, the other line beginning at a sign posted at the shorefront swimming pool of the Kona Inn;

(d) The "Red Hill Zone" shall be bounded by two lines extending seaward at right-angles from shore, one line beginning at a sign posted on shore fronting Puu Ohau ("Red Hill"), the other line beginning at a sign posted at Onouli. [Eff: OCT 31 1991] (Auth: HRS §188-53) (Imp: HRS §188-53)

§13-58-3 Prohibited activities. (a) No person shall collect any aquarium fish within the Fisheries Management Area Zones (Zones);

(b) No person shall engage in fish feeding within the Zones, except for opelu fishing;

(c) Nothing in this chapter shall be construed as allowing within the Zones any activity otherwise prohibited by law or rules adopted by another department of the state. [Eff: OCT 31 1991] (Auth: HRS §188-53) (Imp: HRS §188-53)

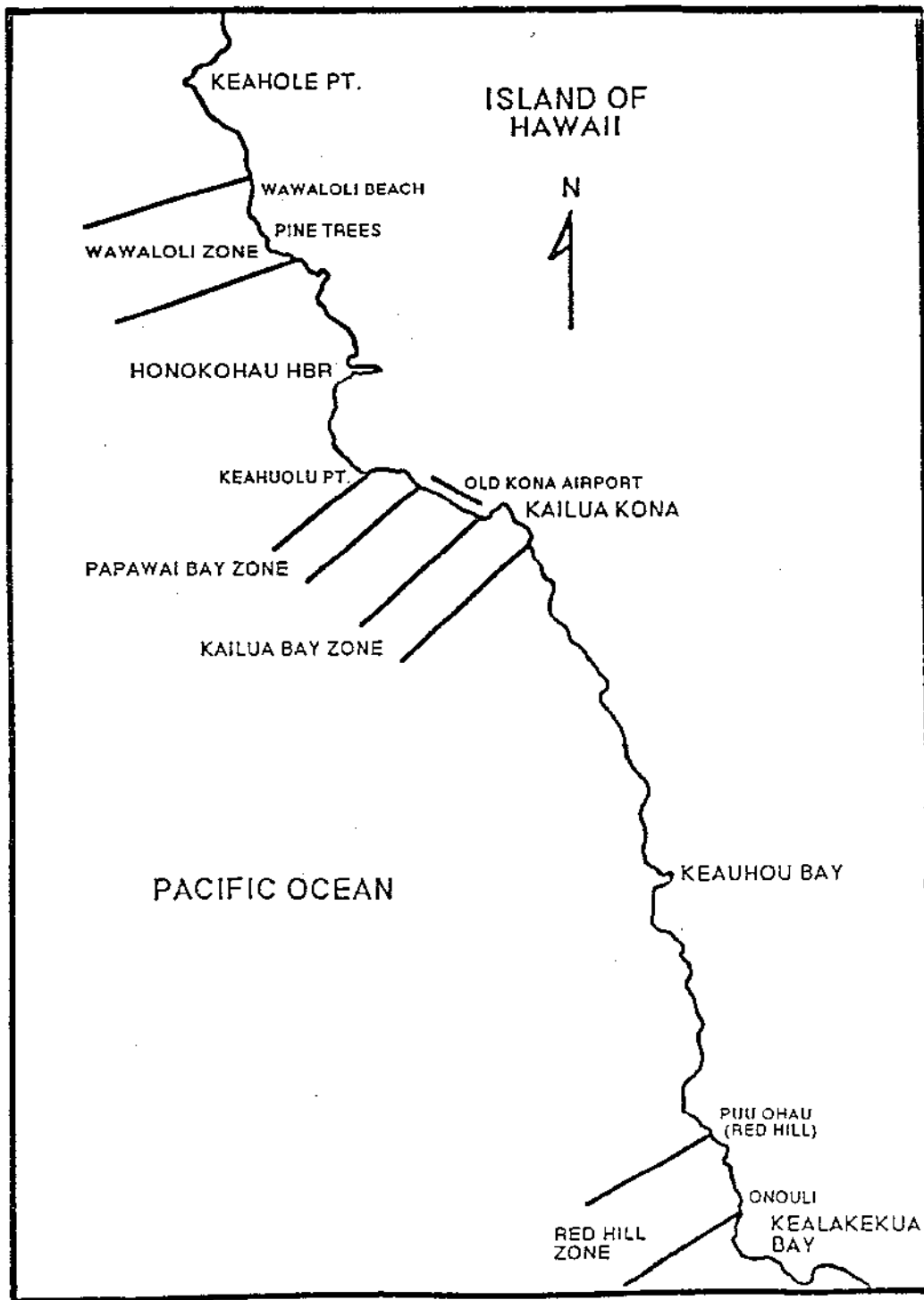
§13-58-4 Allowed activities. (a) Any person may catch fish in the Zones with legal fishing gear for personal consumption.

(b) The Department may issue permits to engage in activities otherwise prohibited by law or section 13-58-3, for scientific, propagation, or other purposes as provided by law, provided, however:

- (1) The Board of Land and Natural Resources may revoke any permit for any infraction of the terms and conditions of the permit; and
- (2) A person whose permit is revoked shall not be eligible to apply for another permit, until the expiration of a specified period from the date

of revocation, as provided by law. [Eff: OCT 31 1991] (Auth: HRS §188-53) (Imp: HRS §188-53)

§13-58-5 Penalty. Any person violating the provisions of this chapter, or the terms and conditions of any permit issued as provided by this chapter, shall be punished as provided by section 188-70, Hawaii Revised Statutes. [Eff: OCT 31 1991] (Auth: HRS §188-53) (Imp: HRS §188-70)



Map of the Fisheries Management Area Zones on the Kona Coast, July 10, 1991.
Boundaries of the Area Zones are shown in relation to local landmarks.